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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fabrizio et al.

Date: April 28, 2004

Serial No.: 10/768,435

Group Art Unit:

Filed: January 30, 2004

Examiner:

For: Soybean Variety XB06H04

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**FILING OF AN INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §1.97(b)**

The attached list of citations on PTO Form 1449 is being submitted under the provisions of 37 C.F.R. §1.56 and §1.97(b) in order to comply with the duty of disclosure. Their inclusion herein should not, however, be construed as an admission that any particular cited reference is effective prior art or that it discloses or renders obvious any aspect of the claimed invention. A copy of each cited reference is enclosed, except for those references which are already part of the filewrapper. This statement is being filed within the time period specified in 37 C.F.R. §1.97(b). No fee is required.

Respectfully submitted,

Steven Callistein  
Agent for Applicant(s)  
Registration No. 43,525

PIONEER HI-BRED INTERNATIONAL, INC.  
Corporate Intellectual Property  
7100 N.W. 62<sup>nd</sup> Avenue  
P.O. Box 1000  
Johnston, Iowa 50131-1000  
Phone: (515) 254-2823  
Facsimile: (515) 334-6883



<b>Form PTO-1919</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>BY APPLICANT</b>  <i>(Use several sheets if necessary)</i>	<b>U.S. Department of Commerce</b> <b>Patent and Trademark Office</b>	<b>ATTORNEY DOCKET NO.</b>  1793	<b>SERIAL NO.</b>  10/768,435
	<b>APPLICANT</b>  Fabrizius et al.		
	<b>FILING DATE</b>  January 30, 2004		<b>GROUP</b>

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
A1	6,316,700	11/13/2001	Bradley Hedges			2/9/2000

**FOREIGN PATENT DOCUMENTS**

Document Number	Date	Country	Class	Subclass	Translation Yes	No

**OTHER DOCUMENTS** *(Including Author, Title, Date Pertinent Pages, Etc.)*

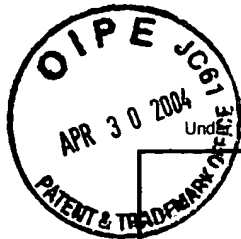
A2	Plant Variety Protection Certificate No. 200200098 for Soybean 90B51, issued May 2, 2002
A3	Plant Variety Protection Certificate No. 200200099 for Soybean 90B74, issued May 2, 2002

**U.S. PATENT APPLICATIONS**

Examiner Initials	Cite No.	U.S. Patent Application Serial Number	Filing Date of Cited Application MM-DD-YYYY	Name of Applicant of Cited Application
	A4	10/271,839	10/15/2002	Fabrizius et al. (DO NOT PUBLISH)
	A5	10/271,848	10/15/2002	Fabrizius et al. (DO NOT PUBLISH)
	A6	10/355,734	1/31/2003	Bradley Hedges (DO NOT PUBLISH)
	A7	10/355,886	1/31/2003	Fabrizius et al. (DO NOT PUBLISH)

<b>EXAMINER</b>	<b>DATE CONSIDERED</b>
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